

3824. Adulteration of catsup. U. S. v. 10 Crates * * * of Catsup.
Consent decree of condemnation, forfeiture, and destruction.
(F. & D. No. 6258. I. S. No. 1396-k. S. No. E-206.)

On February 1, 1915, the United States attorney for the Western District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 10 crates, each containing 6 jugs of catsup, remaining unsold in the original unbroken packages at Pittsburgh, Pa., alleging that the product had been shipped on or about January 13, 1915, and transported from the State of West Virginia into the State of Pennsylvania, and charging adulteration in violation of the Food and Drugs Act. The crates were labeled: "Ideal Brand Catsup Preserved with 1/10 of 1% Benzoate of Soda. Prepared for Daub Bros., Pittsburgh, Pa." The jugs were labeled: "Preserved with one-tenth of one per cent Benzoate of Soda. Contents One Gal. Avd. Tomato Catsup Pure Wholesome Delicious Prepared from Tomatoes, Sugar, Vinegar, Onions, Salt, Spices and Garlic Packed for Daub Bros., Pittsburgh, Pa."

Adulteration of the product was alleged in the libel for the reason that it was composed, in whole or in part, of a partially decomposed vegetable product in that it showed yeasts and spores, 200 per one-sixtieth cubic millimeter; bacteria, 400,000,000 per cubic centimeter; mold filaments in 86 per cent of the microscopic fields.

On March 1, 1915, Daub Bros., Pittsburgh, Pa., claimants, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*

WASHINGTON, D. C., *May 10, 1915.*